

1 DAVID J. ZUGMAN
California State Bar Number 190818
2 964 Fifth Avenue, Suite 300
San Diego, California 92101
3 Telephone: (619) 699-5931
Facsimile: (619) 699-5932
4 dzugman@burchamzugman.com

5 Attorney for Guadalupe Heras De Melo-Samper

6
7
8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA
10 (HONORABLE BARRY TED MOSKOWITZ)

11 UNITED STATES OF AMERICA,)	Case No. 08CR0211-BTM
)	
12 Plaintiff,)	Date: March 28, 2008
)	Time: 2:00 p.m.
13 v.)	
)	
14 GUADALUPE,)	DECLARATION OF
HERAS DE MELO-SAMPER (1),)	DECLARATION OF DAVID ZUGMAN
15 ERICK,)	IN SUPPORT OF MOTION
HERAS DE MELO-SAMPER (2),)	TO CONTINUE THE MOTION HEARING
)	
16 Defendants.)	
)	

18 I, David J. Zugman, declare as follows.

19 1. I am the attorney assigned to represent Ms. Heras De Melo-
20 Samper in the above captioned case.

21 2. At the last hearing, the government indicated that it would
22 produce DVD copies of each defendant's respective statement to the
23 other.

24 3. Unfortunately, due to a technical glitch with the copying of
25 the DVD, the government was not able to get the DVD's out until today,
26 March 17, 2008, which is too late to get the motions to suppress filed
27 in a timely fashion.

28 4. After speaking with co-counsel, Jason Ser, and the Assistant

1 U.S. Attorney, Stewart Young, we agreed that a continuance made sense so
2 that we could review this discovery and get the statements transcribed.
3 (The statements are in Spanish and neither Counsel is fluent in
4 Spanish.)

5 5. I am in a state court trial the week of April 14th and Mr. Ser
6 is unavailable on April 25th. Your Honor's clerk indicated that the
7 next date available is May 9th at 1:30 p.m..

8 6. Assistant U.S. Attorney Stewart Young agrees that a
9 continuance is necessary because we will not be ready by the March 28
10 date currently set. May 9th agrees with Mr. Young's calendar.

11 7. The parties therefore request that the motion hearing be
12 rescheduled to May 9th at 1:30 p.m..

13 FURTHER I DECLARE NOT:

14 Respectfully Submitted,

15
16 Dated: March 17, 2008

S/David Zugman
DAVID ZUGMAN
ATTORNEY FOR MS. HERAS DE MELO-SAMPER